

MINUTES

PLUMBING AND PIPING WORK EXAMINING BOARD

JULY 19, 2010

The meeting was called to order by Christopher M. Bowman, Acting Chairperson, at 9:35 a.m. in Room-126 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut 06106.

Members Present: Charles E. Appleby, Sr., Contractor, Chairperson
James Piccoli, Contractor
Christopher M. Bowman, Contractor
George C. Sima, Well Drilling Contractor
Frank J. DaCato, Unlimited Journeyperson
John R. Damico, Unlimited Journeyperson
Anthony Calandrino, Journeyperson
John R. Sullivan, Public Member
Melissa C. Sheffy, Public Member
Carl W. Schaefer, Public Member

Member Absent: Hubert J. Barnes, Unlimited Journeyperson
Joyce Topshe, Public Member

Board Vacancies: None

Board Counsel Present: Raul Rodriguez, AAG

DCP Staff Present: Nelson Leon
Linda Roberts

Public Present: John Kulk
Jason Grivois
Tino Punturiero
Filip Darragjati
Daniel Carpenter
Nick Masell
Keith McCulloch
Ross Johnson
Peter Dunabeitia
Dominic Falone
Robert Daniele
Harry Nocolakis
Anthony Mongone
Ken Duff
Mitch Jansen
Robert Montana
Owen Golding
James Swain, Jr.

Note: The administrative functions of the Boards, Commissions and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information contact Richard M. Hurlburt, Director at (860) 713-6135 or Fax: (860) 706-1255.

Agency Website: www.ct.gov/dcp **Division E-Mail:** occprotrades@ct.gov

ACTING CHAIRPERSON APPOINTMENT

The Board voted unanimously to appoint Mr. Bowman as acting Chairperson for today's meeting.

PETITION FOR DECLARATORY RULING

The Board is requesting a declaratory ruling regarding Chapter 393 of the CT General Statute, Section 20-330 and Section 20-334, specifically as to the requirement of a license to perform the installation of aeration piping.

The Board voted unanimously to take the "Petition for Declaratory Ruling" out of order.

Thomas E. Cassidy, Business Agent for Local 777 Plumbers & Pipefitters Union requested a declaratory ruling in November 2009 regarding Chapter 393 of the CT General Statute, Section 20-330 and Section 20-334, specifically as to the requirement of a license to perform the installation of aeration piping. The matter came before the Board at their December 17, 2009 meeting and the Board decided not to issue a Declaratory Ruling and stated that the reasons for it's action as being that the Board on August 21st 2008, within it's minutes of their meeting under miscellaneous agenda items discussed aeration work and voted unanimously that the work falls under the (P-1) Unlimited Contractor and (P-2) Unlimited Journeyman license types and that aeration piping does not include odor control.

Mr. DaCato said that the Board felt there already existed a Board ruling at their 8/21/08 meeting and that it was reiterated at their 3/15/10 meeting that in order to perform aeration piping, you must have a (P-1) Unlimited Contractor license or a (P-2) Unlimited Journeyman license for the complete installation of aeration piping systems. Therefore, there was no need to make a declaratory ruling because the board had already ruled on the matter at their 8/21/08 meeting.

Attorney Rodriguez informed the Board that they cannot issue a declaratory ruling unless the requirements for a declaratory ruling contained in CT General Statutes, Section 4-176 are followed. As a result of the Board deciding at their December 17, 2009 meeting not to issue a declaratory ruling on aeration piping work, the Board cannot consider their March 15, 2010 meeting ruling on aeration piping as a declaratory ruling.

The Board voted to table this matter for further discussion and input. Mr. DaCato abstained from voting.

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the May 17, 2010 Plumbing and Piping Work Examining Board meeting.

The Board mentioned amendments that were to be reflected in their March 15, 2010 meeting minutes concerning Board member attendance and the Board issuing a declaratory ruling concerning aeration piping work.

Attorney Rodriguez informed the Board that they cannot issue a declaratory ruling unless the requirements for a declaratory ruling contained in CT General Statutes, Section 4-176 are followed. As a result of the Board deciding at their December 17, 2009 meeting not to issue a declaratory ruling on aeration piping work, the Board cannot consider their March 15, 2010 meeting ruling on aeration piping as a declaratory ruling.

The Board's March 15, 2010 meeting minutes reflect the amendments made to their January 25, 2010 meeting, reflecting (Christopher M. Bowman, Hubert J. Barnes, Anthony Calandrino and Carl W. Schaefer) as the only Board members absent.

APPLICATIONS

Daniel Carpenter, Montgomery, NY – (P-9) Limited Contractor – Approved (P-8)

The Board voted unanimously to deny Mr. Carpenter's application due to lack of a required (P-8) Limited Journeyman license for a minimum of two years. Mr. Carpenter changed his license category to (P-8) Limited Journeyman and the Board voted unanimously to approve his (P-8) Limited Journeyman application, contingent upon complying with the required (144 Hours) of occupational school instruction related experience.

Robert Danielle, New Rochelle, NY – (P-2) Unlimited Journeyman – Tabled

Mr. Danielle did not provide an application for review and the Board voted unanimously to table his application for review at their next meeting on September 20, 2010.

Filip Darragjati, Bristol, CT – (P-2) Unlimited Journeyman – Denied

The Board voted unanimously to deny Mr. Darragjati's application due to lack of a required "Letter of Apprenticeship Completion" certificate. The Board is requesting that DCP contact Mr. Darragjati's employer (H2O Works in Terryville, CT) and request their appearance before the Board for not registering apprentices.

Aaron J. Demaw, Mansfield Center, CT – (P-2) Unlimited Journeyman – No Action

Mr. Demaw did not appear today and the Board took no action.

Greg Escobedo, New Rochelle, NY – (P-2) Unlimited Journeyman – No Action

Mr. Escobedo did not appear today and the Board took no action.

Mitch J. Jansen, West Haven, CT – (P-2) Unlimited Journeyman – Approved

The Board approved Mr. Jansen's application at their 5/17/10 meeting, contingent upon proof of apprenticeship registration with Mt. Vernon, NY and verified by the CT Department of Labor Apprenticeship Division. Mr. Jansen has approximately (6,822 hours) as a registered apprentice in Connecticut.

After further review of Mr. Jansen's application at today's meeting, the Board voted (6-2) to approve Mr. Jansen's application, contingent upon verification with Mt. Vernon, NY licensing authority that apprenticeship registration was not required during Mr. Jansen's one year employment as a (P-2) Unlimited Journeyman in Mt. Vernon, NY.

Bror Lindau, Winsted, CT – (P-6) Limited Journeyman – No Action

Mr. Lindau did not appear today and the Board took no action.

Steven McBride, Somers, CT – (P-2) Unlimited Journeyman – No Action

The Board denied Mr. McBride's application at their 5/17/10 meeting due to lack of a required "Letter of Apprenticeship Completion" certificate.

Mr. McBride did not appear today and the Board took no action.

Lyman Meador, Oak Ridge, TN – (P-1) Unlimited Contractor – No Action

Mr. Meador did not appear today and the Board took no action.

Anthony Mongone, New Hyde Park, NY – (P-1) Unlimited Contractor – Approved

The Board voted unanimously to deny Mr. Mongone's application due to lack of a required (P-2) Unlimited Journeyman license for minimum of two years. Mr. Mongone changed his license category to (P-2) Unlimited Journeyman and the Board voted unanimously to approve his (P-2) Unlimited Journeyman application, contingent upon complying with the required (720 Hours) of occupational school instruction related experience.

Robert Q. Montana, Jr., Winchendon, MA – (P-9) Limited Contractor – Approved

The Board voted unanimously to approve Mr. Montana's application based on a qualifying hardship.

Michael Morrow, Yonkers, NY – (P-2) Unlimited Journeyman – Tabled

Mr. Morrow did not provide an application for review and the Board voted unanimously to table his application for review at their next meeting on September 20, 2010.

Harry Nicolakis, Sparrowbush, NY – (P-2) Unlimited Journeyman – Approved

The Board voted unanimously to approve Mr. Nicolakis' application, contingent upon complying with the required (720 Hours) of occupational school instruction related experience.

Tino Punturiero, New Fairfield, CT – (P-1) Unlimited Contractor – Approved (P-2)

The Board voted unanimously to deny Mr. Punturiero's application due to lack of a required (P-2) Unlimited Journeyman license for minimum of two years. Mr. Punturiero changed his license category to (P-2) Unlimited Journeyman and the Board voted unanimously to approve his (P-2) Unlimited Journeyman application.

James D. Swain, Jr., Biddeford, ME – (P-2) Unlimited Journeyman – Tabled

The Board voted unanimously to table Mr. Swain's application, contingent upon complying with the required (720 Hours) of occupational school instruction related experience.

LATE ARRIVING APPLICATIONS

(The Board voted unanimously to review the following late arriving applications:)

John Kulk, Lagrangeville, NY – (P-2) Unlimited Journeyman – Approved

The Board voted unanimously to approve Mr. Kulk's application, contingent upon complying with the required (720 Hours) of occupational school instruction related experience.

Nicholas Maselli, Poughkeepsie, NY – (P-2) Unlimited Journeyman – Approved

The Board voted unanimously to approve Mr. Maselli's application, contingent upon complying with the required (720 Hours) of occupational school instruction related experience.

REQUESTING WAIVER OF SIX MONTHS APPRENTICESHIP TIME

Mike Keena – Seeking waiver of remaining six months left of his (P-2) Unlimited Journeyman apprenticeship program.

Mr. Keena did not appear today and the Board took no action.

REQUESTING PERMISSION TO RE-TEST FOR LAPSED LICENSE

Peter Dunabeitia, Meriden, CT – (P-2) Unlimited Journeyman (Lapsed 10/31/06)

The Board voted unanimously to deny reinstatement of Mr. Dunabeitia's license and is requiring him to re-apply and re-test for his license.

Jason Grivois, Tolland, CT – (P-2) Unlimited Journeyman (Lapsed 10/31/08)

The Board voted unanimously to deny reinstatement of Mr. Grivois' license and is requiring him to re-apply and re-test for his license.

Ross Johnson, Southington, CT – (P-7) Limited Contractor (Lapsed 10/1/95)

The Board voted unanimously to deny reinstatement of Mr. Johnson's license and is requiring him to re-apply and re-test for his license.

REQUESTING REINSTATEMENT OF LAPSED LICENSE

Pietro Sforza, Waterbury, CT – (P-7) Limited Contractor (Lapsed 10/31/05)

The Board denied reinstatement of Mr. Sforza's lapsed (P-7) Limited Contractor license at their 6/18/09 meeting and is requiring him to re-apply and re-test for his (P-7) Limited Contractor license.

Mr. Sforza did not appear today and the Board took no action.

NEW BUSINESS

Mr. Appleby reported that the solar thermal sub-committee has commenced reviewing formal course filings and would like to extend his thanks to members of the sub-committee for their efforts and contributions to this matter.

There being no further business, the meeting adjourned at 11:15 a.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting is scheduled for Monday, September 20, 2010 at 9:30 a.m. in Room-126.